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09400HB1349ham001

LRB094 09441 RXD 42991 a

1 AMENDMENT TO HOUSE BILL 1349

2 AMENDMENT NO. _____. Amend House Bill 1349 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of State Police Law of the Civil
5 Administrative Code of Illinois is amended by adding Section
6 2605-560 as follows:

7 (20 ILCS 2605/2605-560 new)

8 Sec. 2605-560. Handgun Roster Board.

9 (a) There is established a Handgun Roster Board in the
10 Department of State Police. The Board consists of 11 members.

11 (1) Of the 11 members of the Board:

12 (A) one shall be the Director of State Police as an
13 ex officio member; and

14 (B) ten shall be appointed by the Governor with the
15 advice and consent of the Senate.

16 (2) Of the 10 appointed members of the Board:

17 (A) one shall be a representative of a State law
18 enforcement agency association;

19 (B) one shall be a representative of a State
20 prosecutorial association;

21 (C) one shall be a handgun dealer, gunsmith, or
22 representative of a handgun manufacturer;

23 (D) one shall be a resident of the State who is a
24 representative of a rifle association;

1 (E) one shall be a representative of an
2 organization that promotes gun violence prevention;
3 and

4 (F) five shall be public members, 2 of whom shall
5 be mechanical or electrical engineers.

6 (b) Each member of the Board, other than the Director of
7 State Police, shall serve a term of 4 years. The Director of
8 State Police shall serve as chairman. The Board shall appoint
9 such other officers as it deems appropriate. The Board shall
10 meet at the request of the chairman or of a majority of the
11 members.

12 (c) The Board members shall receive no additional
13 compensation for their service as members of the Board but may
14 be reimbursed for their actual expenses for service on the
15 Board from appropriations made to the Department of State
16 Police for that purpose.

17 Section 10. The Criminal Code of 1961 is amended by adding
18 Section 24-11 as follows:

19 (720 ILCS 5/24-11 new)

20 Sec. 24-11. Handgun safety devices.

21 (a) In this Section:

22 "Authorized user" means the owner and any person authorized
23 by the owner to possess and use the handgun.

24 "External safety lock" means an external device that is:

25 (1) attached to a handgun with a key or combination
26 lock; and

27 (2) designed to prevent a handgun from being discharged
28 unless the device has been deactivated.

29 "Handgun" has the meaning ascribed to it in clause (h) (2)
30 of subsection (A) of Section 24-3 of this Code.

31 "Handgun Roster Board" means the Board created in Section
32 2605-560 of the Department of State Police Law.

1 "Integrated mechanical safety device" means a disabling or
2 locking device that is:

3 (1) built into a handgun; and

4 (2) designed to prevent the handgun from being
5 discharged unless the device has been deactivated.

6 "Personalized handgun" means a handgun manufactured with
7 incorporated design technology that:

8 (1) allows the handgun to be fired only by the
9 authorized user; and

10 (2) prevents any of the safety characteristics of the
11 handgun from being readily deactivated.

12 (b) A dealer may not sell, offer for sale, rent, or
13 transfer in this State a handgun manufactured on or before
14 December 31, 2005 unless the handgun is sold, offered for sale,
15 rented, or transferred with an external safety lock.

16 (c) On or after January 1, 2006, a dealer may not sell,
17 offer for sale, rent, or transfer in the State a handgun
18 manufactured on or after January 1, 2006, unless the handgun
19 has an integrated mechanical safety device.

20 (d) The Handgun Roster Board annually shall:

21 (1) review the status of personalized handgun
22 technology; and

23 (2) on or before July 1, report its findings to the
24 Governor and to the General Assembly.

25 (e) In reviewing the status of personalized handgun
26 technology under paragraph (1) of subsection (d) of this
27 Section, the Handgun Roster Board shall consider:

28 (1) the number and variety of models and calibers of
29 personalized handguns that are available for sale;

30 (2) each study, analysis, or other evaluation of
31 personalized handguns conducted or commissioned by: (A)
32 the National Institute of Justice; (B) a federal, State, or
33 local law enforcement laboratory; or (C) any other entity
34 with an expertise in handgun technology; and

1 (3) any other information that the Handgun Roster Board
2 considers relevant.

3 (f) This Section does not apply to:

4 (1) the purchase, sale, or transportation of a handgun
5 to or by a federally licensed gun dealer or manufacturer
6 that provides or services a handgun for: (i) personnel of
7 any unit of the federal government; (ii) members of the
8 armed forces of the United States or the National Guard;
9 (iii) law enforcement personnel of the State or any local
10 law enforcement agency in the State while acting within the
11 scope of their official duties; and (iv) an organization
12 that is required by federal law governing its specific
13 business or activity to maintain handguns and applicable
14 ammunition;

15 (2) a firearm modified to be permanently inoperative;

16 (3) the sale or transfer of a handgun by a federally
17 licensed gun dealer or manufacturer covered under item (1)
18 of this subsection;

19 (4) the sale or transfer of a handgun by a federally
20 licensed gun dealer or manufacturer to a lawful customer
21 outside the State; or

22 (5) an antique firearm.

23 (g) A dealer who violates subsection (b) or (c) of this
24 Section is guilty of a Class 4 felony."